IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUNATION SHEET
SECOND APPEAL NO.885 OF 2006

.....

Office Notes,Office memorandum of Coram, appearances,Court's orders or directions & Registrar's orders.	**Court's or Judge's orders**

.....

Mr.S.G.Surana for the Appellants

CORAM: A.S.OKA, J.
DATE : JULY 6,2007.

P.C.:

1. Heard learned Advocate for the Appellants. The Appellants are the original plaintiffs. A suit filed by the Appellants for removal of encroachment was decreed by the trial court. The Appellate court interfered and has reversed the decree.

2. After having heard the learned Advocate for the Appellants, I find that the Appellate Court has reversed the decree by recording a finding of fact that the rough sketch annexed to the plaint was totally inconsistent with the survey map produced along with the report of the Court Commissioner. There is no perversity in the said finding.

3.In view of the finding of fact, the Appellate Court has set aside the decree passed by the trial court. No substantial question of law arise. Second Appeal is

dismissed with no order as to costs.

JUDGE